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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **AOKI, Tsuyoshi, et al.**

Group Art Unit: 2873

Serial No.: **10/804,061**

Examiner: **Tuyen Q. Tra**

Filed: **March 19, 2004**

P.T.O. Confirmation No.: **8249**

FOR: **OPTICAL FUNCTION DEVICE USING PHOTONIC CRYSTAL, VARIABLE WAVELENGTH OPTICAL FILTER AND VARIABLE WAVELENGTH LIGHT SOURCE**

RESPONSE UNDER 37 CFR §1.116

- EXPEDITED RESPONSE -
GROUP ART UNIT 2873

MAILSTOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 6, 2005

Sir:

In response to the Office Action dated **June 6, 2005**, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 12 of this paper.